



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/522,586
Confirmation No. : 5634
Applicant : Andrea Seger et al
Filed : 26 Jan. 2005
Title : Method for updating device description for field
devices of process automation technology
TC/A.U. : 8146
Examiner : S. Taha
Docket No. : SEGE3003/FJD
Customer No. : 23364

REPLY TO ADVISORY ACTION

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Receipt of the Advisory Action of September 3, 2010 is gratefully acknowledged.

In the Advisory Action, the examiner indicated that “[f]or purposes of appeal, the proposed amendment(s):will not be entered...” because “further search and/or consideration would be necessitated by the proposed change in scope of the claims..”

The amendment that was filed to the claims on August 12, 2010 merely added the subject matter of claim 8 to claim 7. In effect this amounts to nothing more than placing claim 8 in independent form. No new matter was added by the amendment. Therefore, no basis exists for alleging that “further search and/or consideration would be necessitated..” Claim 8 had already been searched.

A Notice of Appeal is being filed concurrently herewith, and it is

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respectfully requested that the previous amendment be entered so that the appeal can proceed for claims 7, 9 and 11.

Respectfully submitted,



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September 13, 2010

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